

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**February 08, 2005**

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B174418 Morris v. Jones  
B175889 People v. Tomas  
B175354 People v. Calhoun  
B169233 People v. Carwell  
B176177 People v. Johnson

Argument waived, cause submitted.

B176646     National Commercial Recovery, Inc.  
              v.  
              Mendez, et al.

Merits:

Argued by Glenn A. Besnyl for appellant. No appearance by the respondent. Cause submitted.

B168313     Nygard  
              v.  
              Oy

Merits:

Argued by Martin A. Fine for appellant and by Morton G. Rosen for respondent. Cause submitted.

DIVISION THREE (Continued)

B176055      Khosrow  
                 v.  
                 Rabei

Merits:  
Argued by Oscar E. Toscano for respondent. No appearance by the  
appellant. Cause submitted.

B174248      Bergman  
                 v.  
                 Drum

Merits:  
Argued by David M. Grey for appellant and by James S. Link for  
respondent. Cause submitted.

Court recessed at 10:39 a.m.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy  
Clerk.

Each of the following:

B177340 Children and Family Services  
B176857 Children and Family Services v. Juan A.

Argument waived, cause submitted.

B174948      Blodgett  
                 v.  
                 Alexander

Merits:  
Argued by Robert B. Silverman for appellant. Argument waived by the  
respondent. Cause submitted.

DIVISION THREE (Continued)

B173640 Stern, et al.  
v.  
Getz, Krycler & Jakubovits

Merits:  
Argued by William E. Harris for appellants and by John Caron for respondents. Cause submitted.

B171881 People  
v.  
Kim

Merits:  
Argued by Leon B. Hazany for appellant and by Yun K. Lee, deputy attorney general for respondent. Cause submitted.

B172543 Irving Nelkin & Co.  
v.  
South Beverly Wilshire Jewelry & Loan

Merits:  
Argued by Nicole M. Duckett for appellant and by William J. Briggs for respondent. Cause submitted.

B171419 The People  
v.  
Pacific Landmark LLC, et al.

Merits:  
Argued by Katherine MacKenzie, deputy city attorney for respondent and by Morton Minikes for appellants. Cause submitted.

February 8, 2005 (Continued)

DIVISION THREE (Continued)

B174514     Hanson  
              v.  
              Board of Civil Service Commissioners of the City of Los Angeles

Merits:  
Argued by Arthur Hanson, in propria persona for appellant and by  
Frederick Merkin, deputy city attorney for respondent. Supplemental brief  
due by the respondent on February 15, 2005, in response to written  
argument presented to the Court. Submission deferred.

Court adjourned at 3:59 p.m.

DIVISION FOUR

B172072     LPP Mortgage, Ltd.  
              v.  
              Bizar et al.

Filed order denying petition for rehearing.

DIVISION FIVE

B172382     People  
              v.  
              Michael Diaz

Filed order modifying opinion. Petition for rehearing is denied. (No  
change in the judgment)

DIVISION SIX

B166579     Wilson  
              v.  
              Portier

Filed order denying petition for rehearing.

DIVISION SEVEN

B177070      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Glenn K.

The judgment is affirmed.

Zelon, J.

We concur:   Johnson, Acting P.J.  
                 Woods, J.

B168847      Schachter      (Certified for Publication)  
v.  
Citigroup, Inc. et al.

The judgment is reversed. Appellant(s) to recover costs.

Zelon, J.

We concur:   Perluss, P.J.  
                 Woods, J.

DIVISION EIGHT

B173818      People      (Not for Publication)  
v.  
Whitfield

The judgment is affirmed.

Flier, J.

We concur:   Cooper, P.J.  
                 Boland, J.